

FORM PTO-1390
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

10873.1827USWO

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

Unknown

10/562318

INTERNATIONAL APPLICATION NO.

PCT/JP2004/009042

INTERNATIONAL FILING DATE

June 21, 2004

PRIORITY DATE CLAIMED

June 25, 2003

TITLE OF INVENTION

OPTICAL INFORMATION RECORDING/REPRODUCING APPARATUS AND METHOD FOR LEARNING RECORDING
LIGHT INTENSITY (AS AMENDED)

APPLICANT(S) FOR DO/EO/US

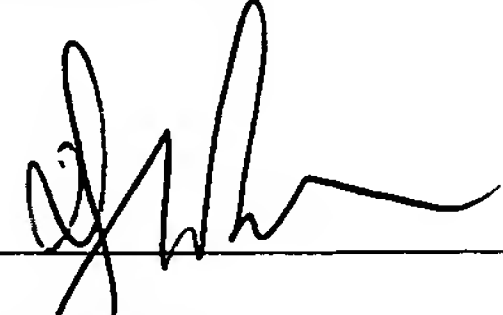
IMURA et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ A signed oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98, Form 1449, 2 references.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Application Data Sheet (4 pages), 17 sheets of formal drawings, International Publication Page WO 2005/008645, Form PCT/ISA/210, Form PCT/ISA/237, Form PCT/IB/304, Form PCT/IN/308, Communication regarding Figure Publication

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unknown 10/562318		INTERNATIONAL APPLICATION NO. PCT/JP2004/009042		ATTORNEY'S DOCKET NUMBER 10873.1827USWO	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):					
<input checked="" type="checkbox"/> a) Basic National fee.....\$300				\$300	
<input checked="" type="checkbox"/> b) Examination fee.....\$200				\$200	
<input checked="" type="checkbox"/> c) Search fee.....\$500				\$500	
TOTAL OF ABOVE CALCULATIONS =				\$1000	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional set of 50 sheets, more than 100 sheets	Rate		
59 -100 =	0 /50 =	0	X \$250	\$0	
Surcharge of \$130 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	13 -20 =	0	X \$50	\$0	
Independent claims	4 -3 =	1	X \$200	\$200	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$0	
TOTAL OF ABOVE CALCULATIONS =				\$1200	
Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27				\$0	
SUBTOTAL =				\$1200	
Processing fee of \$130 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$0	
TOTAL NATIONAL FEE =				\$1200	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property				+ \$0	
TOTAL FEES ENCLOSED =				\$1200	
				Amount to be: refunded	\$0
				charged	\$0
<p>a. <input checked="" type="checkbox"/> Check(s) in the amount of \$1200 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge the amount of \$ to cover the required filing fee for a large entity to the credit card listed on the enclosed credit card authorization form.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3478.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>					
<p>SEND ALL CORRESPONDENCE TO: Douglas P. Mueller Hamre, Schumann, Mueller & Larson, P.C. P.O. Box 2902-0902 Minneapolis, MN 55402</p>					
				SIGNATURE: 	
				NAME: Douglas P. Mueller	
				REGISTRATION NUMBER: 30,300	

1AP4 Rec'd PCT/PTO 23 DEC 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

10/562318

Applicant: IMURA et al.
 Attorney Docket: 10873.1827USWO
 Title: OPTICAL INFORMATION RECORDING/REPRODUCING
 APPARATUS AND METHOD FOR LEARNING RECORDING
 LIGHT INTENSITY (AS AMENDED)

CERTIFICATE UNDER 37 CFR 1.10

Express Mail mailing label number: EV 648467575 US

Date of Deposit: December 23, 2005

I hereby certify that the papers listed below are being deposited with the United States Postal Service Express Mail Post Office to Addressee service under 37 CFR 1.10 in an envelope addressed to: Mail Stop Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

By:

Name: Ralynn Wilhelm

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

53148

PATENT TRADEMARK OFFICE

Commissioner:

The following papers are transmitted herewith:

- ☒ Transmittal sheet, in duplicate, containing Certificate Under 37 CFR 1.10;
- ☒ National Stage Patent Application including: Description - 31 pages; 13 Claims - 10 pages; Abstract - 1 page; Drawings - 17 sheets (formal);
- ☒ Signed Combined Declaration and Power of Attorney;
- ☒ Application Data Sheet - 4 pages;
- ☒ Information Disclosure Statement, Form 1449, 2 references
- ☒ Check(s) for the amount of \$1200 to cover the filing fee calculated below;
- ☒ Other: Preliminary Amendment, Form PTO 1390, International Publication Page WO 2005/008645, Form PCT/ISA/210, Form PCT/ISA/237, Form PCT/IB/304, Form PCT/IN/308, Communicaiton regarding Figure Publication
- ☒ Return postcard

CLAIMS AS FILED

Number of Claims Filed	No.	In Excess of	Extra	Rate (\$)	Fee (\$)
Total Claims	13	20	0	50	0
Independent Claims	4	3	1	200	200
Multiple Dependent Claims Fee					0
Basic Filing Fee					300
Search Fee					500
Examination Fee					200
Utility Application Size Fee	59	100	0	250	0
Total					\$1200

Please charge any additional fees or credit overpayment to Deposit Account No. 50-3478. A duplicate of this sheet is enclosed.

Hamre, Schumann, Mueller & Larson, P.C.
 P.O. Box 2902-0902 Minneapolis, MN 55402
 612.455-3800

By:

Name: Douglas P. Mueller
 Reg. No.: 30,300
 Initials: DPM/acp

(PTO TRANSMITTAL - NEW FILING)

10/562318

IAP17 Rec'd PCT/PTO 23 DEC 2005

S/N Unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: IMURA et al. Serial No.: Unknown
Filed: Concurrent herewith Docket No.: 10873.1827USWO
Title: OPTICAL INFORMATION RECORDING/REPRODUCING APPARATUS
AND METHOD FOR LEARNING RECORDING LIGHT INTENSITY (AS
AMENDED)

CERTIFICATE UNDER 37 CFR 1.10

Express Mail mailing label number: EV 648467575 US

Date of Deposit: December 23, 2005

I hereby certify that the papers listed below are being deposited with the United States Postal Service Express Mail Post Office to Addressee service under 37 CFR 1.10 in an envelope addressed to: Mail Stop Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

By: _____

Name: Ralynn Wilhelm

COMMUNICATION REGARDING REQUESTED FIGURE

Mail Stop PCT
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In connection with the above-identified application, applicant respectfully requests that Figure 1 be printed on the front page of the published application.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Applicants' primary attorney-of record Douglas P. Mueller (Reg. No. 30,300), at (612) 455.3804.

Respectfully submitted,

HAMRE, SCHUMANN, MUELLER &
LARSON, P.C.
P.O. Box 2902-0902
Minneapolis, MN 55402-0902
(612) 455-3800

53148

PATENT TRADEMARK OFFICE

Dated: December 23, 2005

By: _____

Douglas P. Mueller
Reg. No. 30,300
DPM/acp